

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Sherman M. JANES)	Group Art Unit: 2136
)	
Application No.: 09/544,493)	Examiner: Pramila PARTHASARATHY
)	
Filed: April 7, 2000)	Confirmation No.: 1791
)	
For: NETWORK COMMUNICATIONS)	
SECURITY AGENT)	

Commissioner for Patents
P.O. Box 1450
Alexandria, CA 22313-1450

Sir:

TERMINAL DISCLAIMER

Assignee, Intertrust Technologies Corporation, duly organized under the laws of Delaware and having its principal place of business at 955 Stewart Drive, Sunnyvale, California 94085, represents that it is the assignee of the entire right, title and interest in and to the above-identified application, Application No. 09/544,493, filed April 7, 2000, for NETWORK COMMUNICATIONS SECURITY AGENT, in the name of Sherman Janes, as indicated by assignment(s) duly recorded in the United States Patent and Trademark Office at Reel 012151, Frame 0248 on September 7, 2001. Assignee further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent No. 6,973,499, issued December 6, 2005, for TICKETING AND KEYING FOR ORCHESTRATING DISTRIBUTION OF NETWORK CONTENT, in the name of George Peden, et. al., as indicated by assignment(s) duly recorded in the United States Patent and Trademark Office at Reel 012140, Frame 0873 on September 6, 2001; and

U.S. Patent 7,085,839, issued August 1, 2006, for NETWORK CONTENT MANAGEMENT, in the name of Mark Baugher, et. al., as indicated by assignment(s) duly recorded in the United States Patent and Trademark Office at Reel 012140, Frame 0863 on September 6, 2001.

To obviate a double patenting rejection, Assignee hereby disclaims, under the provisions of 37 C.F.R. § 1.321, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the earlier to expire of Patent No. 7,085,839 and Patent No. 6,973,499, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said earlier to expire of United States Patent No. 7,085,839 and Patent No. 6,973,499. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the earlier to expire of Patent No. 7,085,839 and Patent No. 6,973,499, as presently shortened by any terminal disclaimer, in the event that said patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37

C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

This filing is being submitted through EFS-web. In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the fee of \$130.00 is being paid electronically. If the fee is insufficient in any way, please charge the deficiency to our Deposit Account No. 06-0916. If a fee is required for an extension of time under 37 C.F.R. § 1.136, not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account No. 06-0916.

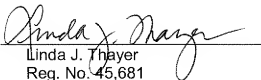
The undersigned is an attorney on record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 20, 2007

By:


Linda J. Thayer
Reg. No. 45,681